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INFORM THE CLIENT OF THE POSSIBILITY OF ADULT PROSECUTION AND POTENTIAL CONSEQUENCES



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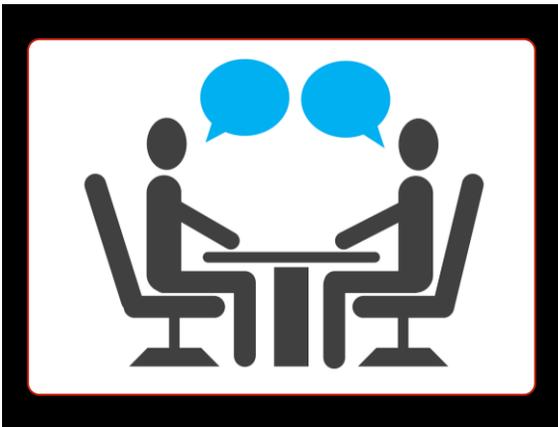
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### CONDUCT INVESTIGATION

Counsel must conduct a timely and thorough investigation of the circumstances of the allegations and the client's background.



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### ADVOCATE AGAINST TRANSFER TO ADULT COURT



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### COUNSEL SHOULD PRESENT TESTIMONY TO PREVENT TRANSFER.



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## PRESERVE THE OPPORTUNITY TO APPEAL

Transfer hearings should not be considered informal.

Make sure an adequate record is kept during the transfer hearing for purposes of appeal. The record is critical for appeal.

Defenders should request that documents relied on by the court or either party be properly marked for identification. (Be smart)

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State on the record the grounds on which you are opposing the transfer.



**MAKE THE ARGUMENT and MAKE IT ON THE RECORD!**

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## REFEREE COURTS

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## APPEAL REFEREE'S ORDER

Miss. Code Section 43-21-111(5)

- An order entered by the referee shall be mailed immediately to all parties and their counsel.
- A rehearing by the judge shall be allowed if any party files a written motion for a rehearing or on the court's own motion within three (3) days after notice of referee's order.

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- The youth court may enlarge the time for filing a motion for a rehearing for good cause shown.
- Any rehearing shall be upon the record of the hearing before the referee, but additional evidence may be admitted in the discretion of the judge.
- A motion for a rehearing shall not act as a supersedeas of the referee's order, unless the judge shall so order.

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